

**AFFIDAVITS  
OF  
QUALIFICATION**

File in:

☐ Confidential

☐ Shelf

☒ Expandable

Refer to Record No.

0063

Date

7/14/2008

In C/P 150032-2008. Incoming  
For additional information

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**JUL 14 2008**

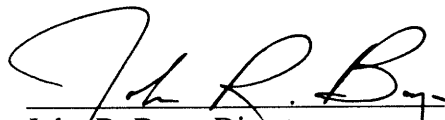
**DIV. OF OIL, GAS & MINING**

Bond Number \_\_\_\_\_

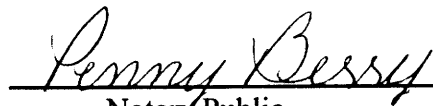
**AFFIDAVIT OF QUALIFICATION  
DIRECTOR**

--ooOOoo--

John R. Baza, being first duly sworn under oath, deposes and says that he is the Director for the Division of Oil, Gas and Mining, Department of Natural Resources, State of Utah; and that he is duly authorized to execute and deliver the foregoing obligations; and that said Director is authorized to execute the same by authority of laws on behalf of the State of Utah.

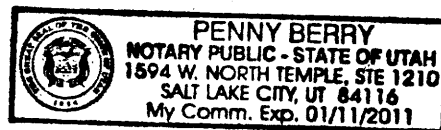
  
John R. Baza, Director  
Division of Oil, Gas and Mining

Subscribed and sworn to before me this 18<sup>th</sup> day of July, 2008.

  
Notary Public

My Commission Expires:

1/11, 2008.



Attest:

STATE OF Utah )

COUNTY OF Salt Lake )

ss:

Bond Number \_\_\_\_\_

**AFFIDAVIT OF QUALIFICATION  
PERMITTEE**

--ooOOoo--

I, P. Bruce Hill, being first duly sworn under oath, deposes and says that he/she is the (officer or agent) President / C.E.O. of Genwal Resources, Inc and that he/she is duly authorized to execute and deliver the foregoing obligations; and that said PERMITTEE is authorized to execute the same and has complied in all respects with the laws of Utah in reference to commitments, undertakings and obligations herein.

P. Bruce Hill Pres. & CEO  
(Signed)  
Name - Position

Attest: \_\_\_\_\_  
Secretary of the Corporation

STATE OF Utah )

) ss:

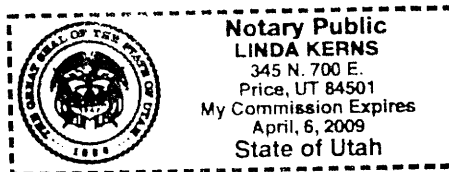
COUNTY OF Carbon )

Subscribed and sworn to before me this 8<sup>th</sup> day of July, 2008.

Linda Kerns  
Notary Public

My Commission Expires:

04.06.09, 20  .



# **EXHIBIT "A"**

## **Bonded Area Legal Description**

(Federal Coal)

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**DIV. OF OIL, GAS & MINING**

Exhibit "A"  
Legal Description  
Federal

Bond Number \_\_\_\_\_

### EXHIBIT "A"

Pursuant to R645-301- 820.110, the surety bond covers an identified increment of land within the permit area upon which the operator will initiate and conduct coal mining and reclamation operations during the initial term of the permit. This area is identified as:

Map(s) showing the BONDED AREA within the approved PERMIT AREA :

See attached map

Legal description of BONDED AREA:

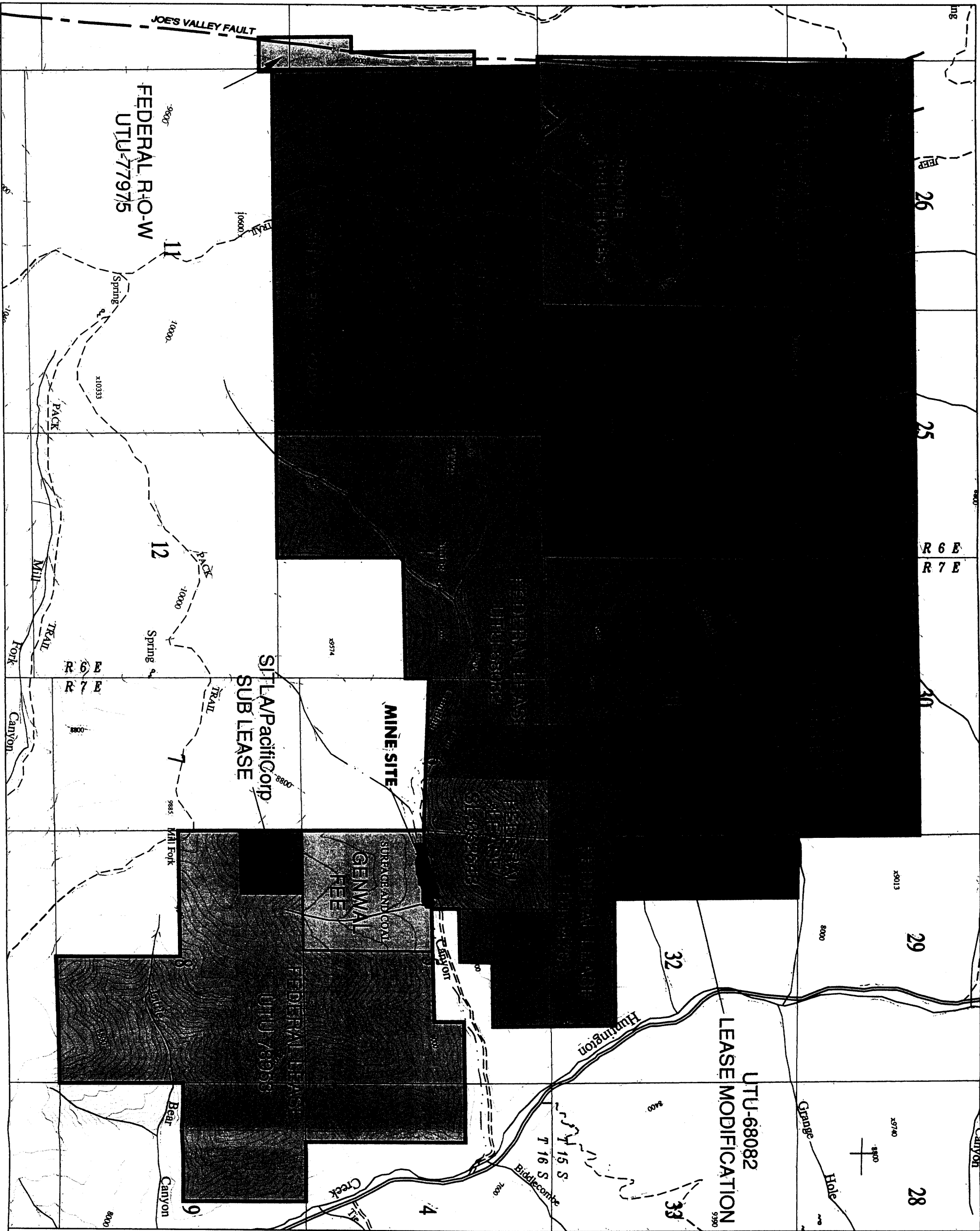
- 1) Crandall Cyn minesite: within NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of Sec 5 T16S R7E
- 2) Rescue drillholes: within SE $\frac{1}{4}$  of Sec 35 T15S R6E and  
within NW $\frac{1}{4}$  of Sec 2 T16S R6E
- 3) SITLA rescue road: within E $\frac{1}{2}$  of Sec 2 T16S R6E

The above described area shall be modified as necessary to correspond to an increase in the area disturbed as a result of an expansion of coal mining and reclamation operations. The described area may also be decreased as a result of partial reclamation.

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# **EXHIBIT "D"**

## **Stipulation to Revise Reclamation Agreement (Federal)**

Permit Number: 015/032  
Effective Date: 7/18/08  
Bond Number: \_\_\_\_\_

**COAL**  
**STIPULATION TO REVISE RECLAMATION AGREEMENT**

--ooOOoo--

This **STIPULATION TO REVISE RECLAMATION AGREEMENT** entered into by and between the **PERMITTEE** and **DIVISION** incorporates the following revisions or changes to the **RECLAMATION AGREEMENT**: (Identify and Describe Revisions below)

1) Minesite, Crandall Cyn      2) Drill pads, East Mtn  
3) SITHA rescue road, East Mtn

In accordance with this **STIPULATION TO REVISE RECLAMATION AGREEMENT**, the following Exhibits have been replaced by the **PERMITTEE** and are approved by the **DIVISION**.

- \_\_\_\_\_ Replace the Reclamation agreement in its entirety.
- X   Replace Exhibit "A"- bonded area.
- \_\_\_\_\_ Replace Exhibit "B"- bonding agreement
- \_\_\_\_\_ Replace Exhibit "C"- liability insurance
- X   Add Additional Surety – Pledge Agreement/Securities Control Agreement

The bonding amount is revised from \$ 1,654,000.00 to \$ 2,061,275.

The bonding type is changed from \_\_\_\_\_ to \_\_\_\_\_.

The surface disturbance is revised from 15.264 acre to 27.15 acres.

The expiration date is revised from \_\_\_\_\_ to \_\_\_\_\_.

The liability insurance carrier is changed from \_\_\_\_\_ to \_\_\_\_\_.

The amount of insurance coverage for bodily injury and property damage is changed  
from  
\$ \_\_\_\_\_ to \$ \_\_\_\_\_.

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**DIV. OF OIL, GAS & MINING**



IN WITNESS WHEREOF, Genwal Resources, Inc the PERMITTEE has hereunto set  
its signature and seal this 8 day of July, 2008

Genwal Resources, Inc  
PERMITTEE

By: P. Bruce Hill

Title: President / CEO

ACCEPTED BY THE STATE OF UTAH this 18<sup>th</sup> day of July, 2008.

John R. Byrnes  
Director,  
Division of Oil, Gas and Mining

**NOTE:** An **Affidavit of Qualification** must be completed and attached to this form for each authorized agent or officer. Where one signs by virtue of Power or Attorney of a company, such Power of Attorney must be filed with this Agreement. If the **PERMITTEE** is a corporation, the Agreement shall be executed by its duly authorized officer.